

Sherman, Jack

From: Sherman, Jack
Sent: Monday, September 01, 2003 2:48 PM
To: Kerr, Dana A.
Subject: FW: Continuation Patent Application on "RFID System with Write Broadcast Capability"

Sensitivity: Confidential

Dana:

I am forwarding this just to let you know that we are urgently trying to get in touch with Mr. Tom Cofino of IBM Watson Research Center in Yorktown Heights, NY (the "YO" in all our docket numbers), trying to save Intermec \$1400 in YO995-218A - issue fee due 10-1-2003 (in which case we have paid \$1400 in extra claim fees, and don't want to have to file a CON and pay the extra claim fees again).

Jack

-----Original Message-----

From: Sherman, Jack
Sent: Monday, September 01, 2003 2:41 PM
To: 'Thomas A. Cofino'
Subject: Continuation Patent Application on "RFID System with Write Broadcast Capability"
Sensitivity: Confidential

I am writing to you as a first step since Joyce Koontz on 1/15/1998 advised me that you would help me in contacting IBM inventors from the RFID project.

We have filed a continuation (YO995-218A) of Heinrich, Cesar, Cofino, et al US Patent 5,942,987 (YO995-218), and prior to issuance of the YO995-218 patent, we amended the case to be a continuation-in-part of Cesar, Chan, Cofino, et al YO994-184, now US Patent 5,673,037.

In the continuation case (YO995-218A), Examiner has issued a Notice of Allowance, but required a new Declaration signed by all seven of the YO995-218 inventors, so as to acknowledge the duty to disclose prior art that occurred between the filing date of YO994-184 on 9/9/1994 and the filing date of YO995-218 on 8/9/1996. (This statement was not in the original IBM Declaration since at the time of that Declaration, there had been no reliance on the filing date of YO994-184.)

Besides the Declaration by the seven YO995-218 inventors, we should also like to obtain a Declaration by the seven inventors and Shun-Shing Chan, so as to be able to claim the subject matter of YO994-184 ("RF Tag Group Select" where six of the seven inventors are also YO995-218 inventors).

In case you are willing to help, I'll enclose three attachments that show pages 1-2, page 3, and page 4 of the type of Declaration that needs to be signed, and the names and last known addresses of the eight inventors.

(1) Our next step would be to ask if you can help us locate Christian Lenz Cesar (who according to our information from IBM in 1997, left IBM in 1995).

(2) A further step would be to ask if you would be able to confirm the addresses for the other seven inventors.

I'll hope to reach you by telephone at 914-945-1580 on Tuesday.

Thank you in advance for any help that you can give us.



Declaration Pages 1-2
sb0001 9...



Declaration Page 3
sb0002a 9-1...



Declaration Page 4
sb0002b 9-1...

Jack Sherman
Patent Attorney
Phone: 319-369-3661

Exhibit A1